

## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARK
Www.uspi.org.
www.uspi.org.

ATTORNEY DOCKET NO. CONFIRMATION NO.

APPLICATION NO. 09/424,705

FILING DATE 06/02/2000

FIRST NAMED INVENTOR MELVYN LITTLE

35280047US00

11/29/2001

HOWREY SIMON ARNOLD & WHITE, LLP

301 RAVENSWOOD AVE. MENLO PARK, CA 94025 EXAMINER

ROARK, JESSICA H

ART UNIT

PAPER NUMBER

1644

DATE MAILED: 11/29/2001

Please find below and/or attached an Office communication concerning this application or proceeding.



## UNITED STATES DEPARTMENT OF COMMERCE Patent and Trade rk Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Washington, D.C. 20231

APPLICATION NO./
CONTROL NO.

FILING DATE

FIRST NAMED INVENTOR /
PATENT IN REEXAMINATION

ATTORNEY DOCKET NO.

EXAMINER

ROARIC

ART UNIT PAPER

1644 16

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

**Commissioner of Patents and Trademarks** 

## **Notice of Non-Compliant Amendment (37 CFR 1.121)**

4. The amendment does not include a marked-up version of the amended claim(s). 37 CFR 1.121(c)(1)(ii).

The amendment filed on 10/9/01 is considered non-compliant because it has not been submitted in the format required under 37 CFR 1.121, as amended on September 8, 2000 (see 65 Fed. Reg. 54603, Sept. 8, 2000, and 1238 O.G. 77, Sept. 19, 2000).	
	1. The amendment does not include a clean version of the replacement paragraph(s)/section(s). 37 CFR 1.121(b)(1)(ii).
	2. The amendment does not include a marked-up version of the replacement paragraph(s)/section(s). 37 CFR 1.121(b)(1)(iii).
	3. The amendment does not include a clean version of the amended claim(s). 37 CFR 1.121(c)(1)(i).

\_X\_\_ 5. Other. The clean and marked up copies of the claims must have a parenthetical expression following the claim number indicating the status of the claim as amended or newly added. 37 CFR 1.121 (c)(1)(i) and 37 CFR 1.121 (c)(1)(ii). In addition, Applicant should provide the clean copy for entry as part of the "Amendment" section and note that the marked up copy is attached.

Since the response appears to be bona fide, but through an apparent oversight or inadvertence failed to provide a complete response, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication should be directed to Examiner Jessica Roark, Art Unit 1644, whose telephone number is 703-605-1209.

Jessica Roark, Ph.D. Patent Examiner Technology Center 1600 November 29, 2001

PHULIPGAMBEL, PH.D
PRIMARY EXAMINER
TOUGH CORRELLED